

MEMORANDUM

TO: Intermediate and Local Directors of Special Education and
Public School Academies

FROM: Jacquelyn J. Thompson, Ph.D., Director
Office of Special Education and Early Intervention Services

DATE: February 2002

RE: Hearing Officers and Michigan Department of Education (MDE)
Hearing Officer Appointment Process

The enclosed hearing officer vitae/information is being provided to update current information. The MDE does not approve hearing officers. Anyone may serve as a hearing officer, as long as that individual is found to be mutually acceptable by both parties. The MDE, however, does sponsor hearing officer training. The individuals listed in this document are those who completed the MDE's training in 1998 under IDEA 1997, (see part 5b of the attached procedures) many of whom had extensive prior experience. This information is provided to you under Rule 3401724a(4) which states:

Each public agency shall keep a current department-developed and department-distributed list of the persons who serve as hearing officers. This list shall be provided to parents upon any request for a hearing. The list shall include a statement of qualifications of each of those persons.

This list may be duplicated as necessary for parents who request special education due process hearings.

On April 7, 1999, the Michigan Department of Education submitted a draft of revised procedures for appointment of local hearing officers to you for input. These procedures were distributed for public comment in January through March of 2000. Public hearings were held on February 28, 2000. After reviewing the input, the procedures were finalized and approved by the State Board of Education on May 18, 2000.

Attachment A of the vitae, is a chart of the initial training and annual seminars attended and hearings held by each of the individual hearing officers. This will provide you with useful information for mutual selection of a hearing officer.

Attachment B is the Office of Administrative Law procedures for local hearing officer appointments when the mutual selection process between school and parent parties fails.

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Should you have any questions relative to this material, or seek to have the MDE appoint a hearing officer, please contact Mr. James Rowell at (517) 335-0476 or Ms. Lauren Harkness at (517) 373-8369.

Enclosures
cc: Hearing Officers

OSE/EIS 02-02

MICHIGAN DEPARTMENT OF EDUCATION
HEARING OFFICER INFORMATION

Training date indicated in bold represents those on the MDE appointment list

<u>Contact Information</u>	<u>Last Trained</u> *	<u>Vita</u>
Laura Athens , J.D., M.S.W. 30741 Tanglewood Trail Farmington Hills, MI 48331-1270 <u>work</u> : (248) 661-0801 <u>fax</u> : (248) 661-0802 <u>home</u> : (248) 661-0849	2001	Currently an attorney and mediator in private practice. Presenter on special education issues to parent and professional groups. Adjunct Professor at Wayne State Univ. Law School for Education Law. Hearing Officer and Mediator for MI Department (Dept.) of Career Development, Rehabilitation Services. Past experience includes teaching health law and bioethics at Wayne State Univ. Law School; Visiting Assistant Professor at Washington Univ. School of Law; federal judicial clerk for a U.S. District Court Judge in the Eastern District of MO; social work practitioner in an urban hospital. Member of the Oakland Co. Bar Assoc. Inn of Court, Solo and Small Firm and Juvenile Law Committees. (as of 11/01)
Lyn Beekman , Esq. Special Education Solutions 2139 Commons Parkway Okemos, MI 48864-3987 <u>work</u> : (517) 381-8909 <u>fax</u> : (517) 381-8086 <u>home</u> : (517) 349-1709 E-mail: spedsolutions@msn.com	2001	An attorney with Special Education Solutions, a center specializing in the resolution of special education disputes which represents neither parents nor school districts. Experience includes serving as legal counsel to parents/students for 15 years and school districts for ten years regarding special education and Section 504 matters; co-authored Michigan's Mandatory Special Education law and many of its rules; served as Chairperson of the State Board's Special Education Delivery System Task Force. Has served as a hearing officer since 1977 in over 300 cases, and as a mediator in over 75 other cases. (as of 11/01)
Elizabeth Berman 2252 Burcham Drive East Lansing, MI 48823 <u>work</u> : (517) 546-5550 x-108 <u>fax</u> : (517) 546-7047 <u>home</u> : (517) 349-1681	2001	Of Counsel, LaPointe & Assoc. Ph.D. in special education, J.D., Cooley Law School. Retired January, 2002, as assistant superintendent, Livingston Educational Service Agency. Previous experience includes teaching students with mental disabilities, administration of special education programs and services and adjunct faculty at MSU. Has served as a hearing officer since 1978. (as of 11/01)

<u>Contact Information</u>	<u>Last Trained</u>	<u>Vita</u>
<p>Joseph C. Bird STARK, REAGAN & FINNERTY, P.C. 1111 W. Long Lake Road #202 Troy, MI 48098-6310 <u>work:</u> (248) 641-9955 <u>fax:</u> (248) 641-9921</p>	<p>1998 abeyance 1/ inactive 2</p>	<p>Graduated from U of MI with a degree in psychology/ anthropology; also received a J.D. from Wayne State Univ. Has experience in all types of litigation, from personal injury and disability claims to divorce and general commercial litigation. Since 1989, served as a neutral mediator in Oakland Co., MI assisting lawyers in settling their clients' cases while they are pending in the court system. Since approximately 1989, served as a Commercial Arbitrator in many different types of cases. In 1994 was appointed to the American Arbitration Assoc. Employment Panel as a neutral Arbitrator. Is certified by the National Board of Trial Advocacy. Recently completed the MI Special Education Training program focusing on IDEA, its 1997 Amendments and pertinent regulations. (as of 12/00)</p>
<p>James S. Bonner, Ed.D. 716 Ruddiman Drive North Muskegon, MI 49445 <u>day/evening:</u> (231) 744-9179 <u>fax:</u> (231) 744-2892 <u>e-mail:</u> jsbonner@aol.com</p>	<p>2001</p>	<p>Local District Director, Special Education (all major disability areas); Director of Education and Support Services, Rivendell Adolescent Psychiatric Hospital; Director, Regional Dispute Resolution Center (under MI Supreme Court Administrative Office); Adjunct Professor, Western MI Univ.; President, Bonner and Assoc., Inc., mediation/conflict resolution; parent of an L.D. son. (as of 11/00)</p>
<p>Vicki L. Brennan 380 N. Main Street Clawson, MI 48017 <u>work:</u> (248) 583-0016</p>	<p>1998 abeyance 1/ inactive 2</p>	<p>Received Juris Doctorate from Wayne State Univ. in June of 1980 and has been practicing law in the State of MI since December 1, 1980. Her practice consists mainly of representing plaintiffs in workers' compensation litigation. Also involved in extensive trial work, as well as handling cases through all phases of appeal. Served as an Adjunct Member of the Workers' Compensation Appeal Board, writing decisions on de novo review of cases on appeal from the Workers' Compensation Board of Magistrates. Served as a School Board member for the Ferndale Public Schools from July 1989 to the present. Participated in a four day Special Education Hearing Officer Training course provided by the Michigan Department of Education (MDE), in November of 1998. (as of 11/99)</p>

<u>Contact Information</u>	<u>Last Trained</u>	<u>Vita</u>
<p>Steven C. Camron, J.D. 411 South Pearl Street Tecumseh, MI 49286 <u>day</u>: (517) 265-1682 <u>fax</u>: (517) 263-2890 <u>evening</u>: (517) 423-5942 p.m. Fax: (517) 423-4691 scamron@mail.lisd.k12.mi.us</p>	<p>2001</p>	<p>Employed since 1977 as Coordinator of Planning, Monitoring & Data Collection, at the Lenawee Intermediate School District (ISD), Adrian, MI. Undergraduate degree from Eastern MI Univ. in teaching the emotionally impaired. Juris Doctorate from Univ. of Toledo Law School. Hearing Officer since 1985. Part-time instructor of graduate level college students in special education law and school law. Former Trustee of the MI Assoc. of Special Education Hearing Officers. (as of 11/01)</p>
<p>Dolores M. Coulter, J.D. 6169 Pebbleshire Drive Grand Blanc, MI 48439 <u>work</u>: (810) 234-2621 <u>home</u>: (810) 695-2635</p>	<p>2001</p>	<p>Currently the managing attorney of the Flint office of Legal Services of Eastern Michigan (LSEM). Previous experience includes the private practice of law and supervising attorney for the MI Protection and Advocacy Services from 1982-1988. Represented students in special education hearings, complaint process, and in federal court, and currently supervises the education law unit at LSEM. Private practice from 1988-1992 focused on representation of nonprofit and governmental agencies. Former member of Statewide Health Coordinating Council, former Chairperson of the Institute of Continuing Legal Education, and board member of various nonprofit agencies in Genesee Co. Graduate of Marygrove College and Harvard Law School. Member of the State Bar of MI and the Genesee Co. Bar Association. (as of 12/99)</p>
<p>Dr. Ingrid L. Draper 15801 Providence Drive Unit 12-D Southfield, MI 48075 <u>home</u>: (248) 552-3970 <u>fax</u>: (248) 552-3971 e-mail: idraper@iopener.net</p>	<p>1998 abeyance 1/ inactive 2</p>	<p>Former Executive Director, Office of Specialized Student Services, Detroit Public Schools. Retired in 1996. Associate Director, Urban Special Education Leadership Collaborative. Governor's Appointee to the State of MI Interagency Coordinating Council. Former adjunct faculty, Wayne State Univ; Marygrove College; Merrill Palmer Institute, Univ. of MI-Dearborn (Concordia College). Staff/Facilitator, Critical Issues in Special Education Summer Institutes, Graduate School of Education, Harvard Univ., Cambridge, MA. (as of 12/99)</p>
<p>James M. Flaggert 161 Ottawa, N.W., Suite 600 Grand Rapids, MI 49503 <u>daytime</u>: (616) 235-3500 <u>night</u>: (616) 676-9583 <u>fax</u>: (616) 233-5269</p>	<p>2001</p>	<p>Presently partner in the law firm of Rhoades, McKee, Boer, Goodrich & Titta, Grand Rapids, MI, with representation of clients in special education area. Also visiting professor of school law, Grand Valley State Univ. Hearing Officer in special education matters since 1973. Member, Board of Directors, MI Assoc. of Special Education Hearing Officers. (as of 11/01)</p>

<u>Contact Information</u>	<u>Last Trained</u>	<u>Vita</u>
Charles G. Gale Attorney at Law 30740 Kirk Franklin, MI 48025 <u>work:</u> (248) 737-5970 <u>fax:</u> (248) 737-5970	1998 abeyance 1/ inactive 2	An attorney with 30 years' experience in litigating, mediating, and deciding a broad spectrum of civil actions. Has a Martindale-Hubbell rating of AV, which is the highest rating for legal ability and integrity. Currently a contract Administrative Law Judge with the MI Unemployment Agency. (as of 11/01)
Gregory J. Kocab 35846 Old Homestead Drive Farmington Hills, MI 48335 <u>work:</u> (313) 224-8805 <u>fax:</u> (313) 237-9301 <u>home:</u> (248) 474-1127 home fax: (248) 474-0525	2001	Currently employed as the Research Supervisor for the Office of the Judicial Assist., Wayne Co. Circuit Ct. Training and education include completion of MDE Special Education Hearing Officer annual training seminars (11/98, 11/99, 11/00, 11/01) and award of following degrees: J.D. - Univ. of Detroit School of Law (1980); M.A. - Indiana Univ. (1976) and B.A. - Univ. of Detroit (1974). Member of the State Bar of MI and Oakland Co. Bar Ass'n. Other professional activities include neutral case evaluator for the Mediation Tribunal Assoc. (serving Wayne Co. Circuit Ct) (1988-present) and Oakland County Circuit Ct. (1991-present), and member of the Farmington Hills Zoning Board of Appeals (1991-2000) (chairperson 1995, 1998). (as of 11/01)
Steven A. Kohler, J.D. Attorney at Law 5600 W. Maple Road Suite B-210 West Bloomfield, MI 48322 <u>work:</u> (248) 737-5144 <u>fax:</u> (248) 737-4071	1998 abeyance/ inactive	A practicing attorney for the past 17 years and current practice focusing primarily on general civil, commercial and business litigation. Is a qualified neutral case evaluator with the Mediation Tribunal Assoc. and the Oakland Co. Circuit and District Courts. Is an active member of the Oakland Co. Bar Assoc. where he sits on its District Ct. Committee and Solo Practice Committee. Also a member of the American Bar Assoc. and Assoc. of Trial Lawyers of America. Also is a volunteer mediator with the 46 th ; 48 th , and 51 st District Courts, and serves as a volunteer attorney with the Southfield Legal Aid Program which assists individuals seeking legal advice and counsel. (as of 2001)

<u>Contact Information</u>	<u>Last Trained</u>	<u>Vita</u>
<p>Jason D. Kolkema, J.D. JOHNSON, ROSATI, LaBARGE, ASELTYNE & FIELD, P.C. 303 S. Waverly Road Lansing, MI 48917 <u>work</u>: (517) 886-3800 <u>fax</u>: (517) 886-9154 <u>home</u>: (517) 337-9375</p>	<p>2001</p>	<p>Employed as municipal defense attorney in private practice. Practice in areas of civil rights litigation, employment law, personal injury and zoning. Experience includes advocacy and consultation to parents regarding mental health and special education matters. Serves on Board of Directors of Autism Society of MI. Member of the State Bar of MI, Ingham Co. Bar Assoc. and various disability organizations. (as of 12/99)</p>
<p>Sidney Kraizman KRAIZMAN & KRAIZMAN 615 Griswold Street Suite 1616 Detroit, MI 48226-3902 <u>work</u>: (313) 961-7078 <u>fax</u>: (313) 961-3832 <u>home</u>: (248) 553-4341 <u>e-mail</u>: kraizmans@aol.com</p>	<p>2001</p>	<p>Attorney in private practice from 1970 to the present. President of the MI Chapter of the Alexander Graham Bell Assoc. for the Deaf (MCAGBAD) 1986-1988; past and current Chairman of the MCAGBAD Speech and Language Summer Camp 1987-2001; past and current Chairman of the MCAGBAD Universal Newborn Hearing Screening Committee 1993-2001; lecturer at seminars sponsored by the Division on Deafness, AGBAD; member of numerous special education organizations and committees. Currently a State Level Hearing Officer. (as of 11/01)</p>
<p>John J. Kraus, Jr., J.D. ATTORNEY AT LAW 37281 Robindale Court Clinton Twp., MI 48036 <u>home</u>: (810) 286-6227 <u>voice mail</u>: (810) 491-0386</p>	<p>1998 abeyance 1/ inactive 2</p>	<p>Licensed to practice law in MI and CO. Admitted to federal practice in district ct and 6th Circuit. Now retired from private practice of law since 1973. Extensive experience in all aspects of general civil litigation, including personal injury insurance, employment discrimination, consumer real estate, Municipal Product Liability and Libel and Slander. 1971-1973. Senior citizen legal specialist. (as of 11/99)</p>
<p>Frances LaPlante Sosnowsky, Ed.D. Division of Policy and Administrative Studies 385 Education Wayne State University Detroit, MI 48202 <u>phone</u>: (313) 577-1730 <u>fax</u>: (313) 577-1693 <u>e-mail</u>: ab7014@wayne.edu</p>	<p>2001</p>	<p>Associate Professor and Chair, Educational Administration and Policy Studies Unit, Division of Administration & Organizational Studies, College of Education, Wayne State Univ. Hearing Officer since 1985. Formerly, Director of Consulting and Related Services, Macomb ISD. She established the Macomb ISD Multidisciplinary Diagnostic Center. For 23 years she served as Director, Pre-School & Assessment Center Service. She also established and served as Director of the MISD Infant Pre-school Program (early intervention for infants and toddlers, 0 - 3 years of age), and as Part H administrator. Previous positions include elementary teacher and consultant for speech and language services for the Detroit Archdiocesan Schools (6 county area). Academic background includes: EdD, Wayne State Univ.; Med., Marygrove College; AA and BS, Marywood College (PA). (as of 11/01)</p>

Contact Information**Last Trained****Vita**

Sharon L. **LaPointe**, Esq.
 LaPointe & Associates
 2143 Commons Parkway
 Okemos, MI 48864-3987
work: (517) 349-4121
fax: (517) 349-4356
home: (517) 655-5522
e-mail:
 lapointe.sharon@acd.net

2001

Received her undergraduate degree from Central MI Univ. (1969), as well as her master's in clinical psychology and specialist in school psychology services (1979). Her legal training was received from the Univ. of Nebraska (1983). She was admitted to the bar in 1984. For 10 years she served as a school psychologist with the Clare-Gladwin and COOR Intermediate School Districts in MI. She has also served as an Adjunct Professor at Central MI Univ. in the area of the learning disabled, and at Northern MI Univ. and Saginaw Valley State Univ. in the areas of state and federal special education/disability law. She has written a manual on how to implement Section 504 and the ADA in the schools entitled Ways Through the Maze. She has particular experience in the areas of ADHD and infants and toddlers with disabilities, having served on the MI Dept. of Education ADHD Task Force and as legal counsel to the MDE Part H Procedural Safeguards Task Force. (as of 12/01)

Frank D. **McAlpine**
 Attorney at Law
 2201 East Grand River
 Suite 201
 Lansing, MI 48912
work: (517) 482-9438
fax: (517) 484-9775
e-mail: McAlpineF@aol.com

2001

Licensed attorney in Michigan and California, practicing for 22 years. General litigation and appellate practice. Admitted to the U.S. Court of Appeals for the 6th Circuit, and U.S. Supreme Court. General practice, insurance defense, plaintiff's personal injury (past 15 years), extensive litigation and appellant experience. (as of 12/99)

<u>Contact Information</u>	<u>Last Trained</u>	<u>Vita</u>
<p>Sandra McClennen 619 N. Sheldon Road Plymouth, MI 48170 <u>phone:</u> (734) 453-6857 <u>fax:</u> (734) 453-1454 <u>e-mail:</u> sed_mcclenne@onl ine.emich.edu</p>	<p>2001</p>	<p>Ph.D., 1973, Univ. of MI. Professor Emerita of Special Education, Eastern MI Univ. Previous experience includes special education teacher (with MI endorsements in Mentally, Emotionally and Visually Impaired), program administrator, and school psychologist. As a licensed Psychologist in MI, provides psychological consultation and psycho educational-evaluations of children and adults with all types of disabilities. Serves as Supervising Psychologist for Family and Neighborhood Services in Wayne Co. Serves as a volunteer mediator for Wayne and Washtenaw counties. Has held national office in American Assoc. on Mental Retardation and is a Fellow of that organization. Holds membership in Council for Exceptional Children, Assoc. on Supervision & Curriculum Development, MI Women Psychologists, Learning Disabilities Assoc., & International Assoc. for Alternative and Augmentative Communication, among others. Has been Consulting Editor for the journals <i>Mental Retardation</i> and <i>Teaching Exceptional Children</i>. Has written book chapters and articles for professional journals and has made many presentations on educational and psychological issues. Is author of <i>Social Skills for Adults with Severe Retardation</i> (1980, Research Press), <i>Adapted Sequenced Inventory of Communication Development</i> (1989, Western Psychological Services), and <i>Cognitive Skills for Community Living</i> (1991, Pro-Ed). (as of 11/01)</p>
<p>Andrew M. Mudryk Attorney at Law P.O. Box 3752 Ann Arbor, MI 48106-3752 <u>work:</u> (734) 480-4411 <u>fax:</u> (734) 483-7010 <u>home:</u> (734) 483-7012 <u>e-mail:</u> AMMudryk@aol.com</p>	<p>2000 abeyance 1/ inactive 2</p>	<p>Owner of a small firm in Ann Arbor, MI representing plaintiffs in employment discrimination cases. Also does appellant work and serves as a freelance legal editor for the Institute of Continuing Legal Education (ICLE) and has been appointed to serve as a hearing referee at the MI Dept. of Civil Rights and as a special education hearing officer at the MDE. Graduated <i>magna cum laude</i> from Wayne State Univ. with degrees in French and Political Science and with honors from the George Washington Univ. Law School in Washington, D.C. in 1989. Successfully litigated hundreds of cases, including discrimination complaints against large employers. Before starting his own practice, he was an executive legal editor and program attorney at ICLE, where he wrote and edited many publications and planned most of ICLE's courses related to litigation and employment law. He also co-wrote a chapter on civil rights in ICLE's torts: <i>MI Law and Practice</i>, wrote a chapter on attorney fees in a MI Trial Lawyers Assoc. book on employment law, and wrote a chapter on "Discrimination Against Gay, Lesbian, Bisexual and Transgender Employees" in a book to be published by Michigan Protection & Advocacy (MP&A). Lectured at the 1999 MP&A Seminar, "The Rights of Gay, Lesbian, Bisexual and Transgender People in Michigan: <i>Laws and Theories</i>" on the topic of employment discrimination. (as of 11/01)</p>

<u>Contact Information</u>	<u>Last Trained</u>	<u>Vita</u>
Davida Pappas 693 West Hancock Detroit, MI 48201 <u>phone:</u> (313) 831-4020	2001	Served as president of the MI Assoc. of Special Education Hearing Officers from 1986 to 1997. Past experience includes 15 years in advocacy and advocacy training. Served on the boards of two retarded citizens (ARC) organizations and on the board of the Physically Impaired Assoc. of MI. Served as a mediator for 10 years with the MI Special Education Mediation Services and is currently a state level hearing review officer. (as of 2001)
William P. Sosnowsky, Ed.D. 33 Cranford Lane Grosse Pointe, MI 48230 <u>phone:</u> (313) 882-5375 <u>fax:</u> (313) 882-9354 <u>e-mail:</u> ab7014@wayne.edu	2001	Professor Emeritus of Education, Wayne State Univ. Formerly: Professoriate (1969-1991), Wayne State Univ.; special education teacher (1955-57) school psychologist (1957-63). Detroit Public Schools; chief psychologist (1963-69), Grosse Pointe Public Schools; Due Process Hearing Officer (1978-present); State Hearing Review Officer since 1994. (as of 11/01)
Paul Stier MEYERS & STIER, P.C. 21700 Northwestern Hwy. Suite 700 Southfield, MI 48075 <u>phone:</u> (248) 557-7200 <u>fax:</u> (248) 557-8169 <u>evening:</u> (734) 676-6420 <u>e-mail:</u> pstier@concentric.net	1998 abeyance 1/ inactive 2	Practices in the following areas of law: Juvenile, Domestic Relations, Criminal, Personal Injury and Probate. Professional Associations: Special Education Hearing Officer through the MDE; Criminal Advocacy Program Certification through Detroit Records Ct., 1989 to present; Juvenile Law Certification through Wayne Co. Circuit Ct., 1997 to present; Probate and Mental Health Law Certification through Wayne Co. Probate Ct., 1997 to present. Member of State Bar of MI, 1987 to present; Federal Bar, 1992 to present; Juvenile Law Section; Family Law Section; Negligence Law Section; General Practice Section. Education: Detroit College of Law, Juris Doctorate 1987; Central MI Univ., B.A.A. History and Journalism, 1983. (as of 11/00)

<u>Contact Information</u>	<u>Last Trained</u>	<u>Vita</u>
<p>Frank J. Wawrzaszek 954 Sherman Street Ypsilanti, MI 48197 <u>phone</u>: (734) 483-4335 <u>e-mail</u>: SED Wawrzasz@online.Emich.edu</p>	<p>2001</p>	<p>B.S. Univ. of the State of N.Y., Ed. M. Boston Univ., Graduate Study U of M., MI State Univ., Training in Technology for the Handicapped, Telesensory Instruments Inc., Palo Alto, CA, M.I.T. and the Univ. of Pittsburgh. Special Training in the area of the visually impaired, Perkins Institution for the Blind, Boston. Hearing officer training, MDE. Annual updates for State Review Officers, special training in Part H. Experience includes: Teacher, housemaster-Perkins Institute for the Blind, Boston. Teacher and Administrator, Jackson Public Schools, Professor and Dept. Head, Dept. of Special Education, Eastern MI Univ. (Retired) Trustee and President of the Board, Hemophilia of MI and St. Francis Home for Boys, (currently St. Francis Family Services). Evaluator of programs for the multi-handicapped, Great Lakes Regional Resource Center, Member of MI State Board of Education, Research, Evaluation and Assessment Services Commission. Served as a local level hearing officer for 25 years and as a State Level Review Officer for 17 years. Involved in approx. 170 hearings during his tenure at both hearing levels. Author of seven articles in the field of general education, special education, educational administration and clinical and Consulting Psychology. (as of 11/00)</p>
<p>Thomas E. Woods, Esq. Cummins Woods 426 West Ottawa Street Lansing, MI 48933 <u>work</u>: (517) 487-0800 <u>fax</u>: (517) 487-2474 <u>home</u>: (517) 374-7110 <u>e-mail</u>: tewoods3@earthlink.net</p>	<p>2001</p>	<p>Attorney in private practice in Lansing (1980-) with the firm of Cummins Woods DeVine, an ad hoc hearing officer with the Dept. of Civil Service (1996-), and an administrative law judge with the Department of Environment Quality (2001). Recently served as independent Special Assistant Attorney General for the MI Public Service Commission (2001). Experience includes serving as a mediator, a mediator/case evaluator with the Ingham (1987-) and Clinton (1999-) Co. Circuit Courts, Lansing District Court, and as a certified facilitative mediator (2002). Visiting Lecturer, Department of Ethics and Politics, Univ. College Dublin, Nat'l Univ. of Ireland (1965-66); Lecturer, Eastern MI Univ., Department of History and Social Sciences (1966-69). Faculty, National Institute of Trial Advocacy, Midwest Region, Northwestern Univ. Law School, (1986-93). General Counsel of the MI Senate (1969-76); ad hoc hearing officer - Dept. of Licensing and Regulation (1976-77); (First) Chairman and Executive Director of the MI Crime Victim Compensation Board (1977-80); Referee MI Dept. of Civil Rights (1981-90). AB, MA, both in Government and International Studies, Univ. of Notre Dame (1964, 1965); J.D. Univ. of MI (1968). Admitted in all state and federal courts in MI, the U.S. Court of Appeals-Sixth Circuit and the U.S. Supreme Court. (as of 11/01)</p>

Contact Information**Last Trained****Vita**

Vicki Woziak
 6498 Highland Ridge Drive
 East Lansing, MI 48823
 (517) 339-1682
 e-mail: jmbrea@earthlink.net

2001

Currently is a retired educator. She has been a special education hearing officer since 1982 and a special education mediator since 1986. She has extensive experience in hearings, mediations, labor relations and complaint investigations. She has a Masters in Education in special education and is certified as a teacher of the learning disabled, a teacher consultant, a work-student coordinator, a curriculum resource consultant, a director of special education and a central office administrator. She coordinated the first state-initiated project for training of Parent Advisory Committees and has served on several state committees, including 2 on adaptive technology. Her work history includes: teacher of the emotionally impaired in a residential/day treatment facility in Toledo, OH; curriculum resource consultant and Director of Special Education, Alpena-Montmorency-Alcona ISD; and Director of Special Education, Director of Staff and Community Relations and Superintendent, East Lansing Public Schools. She has also previously worked part-time for Lansing Schools in negotiations, grievances and labor relations. (12/01)

- * 1 = no annual hearing officer
 seminar attendance
 2 = no current hearing
 officer assignments

ATTACHMENT 'A'

The following attended the 1998 Department Hearing Officer training and are qualified as hearing officers under the new Department of Education procedures. Those indicated with an * were trained as a hearing officer and held hearings prior to 1998 under the old procedures as well. In order to be qualified to be appointed by the Department when parties cannot mutually agree to a selection, a person must have attended the most recent training update. ***Was trained as a Hrg Officer Prior to 1998**

<u>Name</u>	<u>Training</u> <u>Updates Attended</u>				<u># of Local Level</u> <u>Hearing Assignments</u>				<u>Date of</u> <u>last hrg assigned</u>
	1998	1999	2000	2001	1998	1999	2000	2001	
*ATHENS, Laura	X	X	X	X	0	1	0	3	12/12/01
*BEEKMAN, Lynwood	X	X	excused	X	29	26	32	19	12/6/01
*BERMAN, Elizabeth	X		excused	X	4	3	2	2	7/11/01
BIRD, Joseph	X								
*BONNER, James	X		X	X	0	0	1	1	1/3/01
BRENNAN, Vicki	X	X							
*CAMRON, Steven	X	X	X	X	2	2	1	5	9/26/01
COULTER, Dolores	X	X	X	X			1	2	3/29/01
*DRAPER, Ingrid	X								
*FLAGGERT, James	X	X	X	X	19	33	44	36	12/6/01
GALE, Charles	X								
KOCAB, Gregory	X	X	X	X			3	2	6/21/01
KOHLER, Steven	X								
KOLKEMA, Jason	X		X	X			3	3	5/14/01
*KRAIZMAN, Sidney	X	X	X	X	1	6	6	3	10/16/01
KRAUS, John Jr.	X								
LANE, Lisa	X	removed 2/2000 per her request							
*LaPLANTE-SOSNOWSKY Frances	X	X	X	excused				1	3/14/01

<u>Name</u>	<u>Training Updates Attended</u>				<u># of Local Level Hearing Assignments</u>				<u>Date of last hrg assigned</u>
	1998	1999	2000	2001	1998	1999	2000	2001	
* LaPOINTE , Sharon	X		X	X	2	5	5	9	11/18/01
McALPINE , Frank	X		X	X				3	10/16/01
* McCLENNEN , Sandra	X	X	X	X	1	0	1	2	10/22/01
MUDRYK , Andrew	X		X						
* PAPPAS , Davida	X	X	X	X		1	1	1	6/15/01
* SANSBURY , Russell	X	X	Deceased 2000						
* SOSNOWSKY , William	X	X	X	excused	2	6	2	3	12/4/01
STIER , Paul	X								
* WAWRZASZEK , Frank	X	X	X	X	6	6	3	3	11/27/01
WOODS , Thomas	X	X	X	X				2	6/13/01
Wozniak , Vicki				X	3	5	4	2	5/4/01
TOTAL	28	15	19	19	69	94	109	100	

MICHIGAN DEPARTMENT OF EDUCATION
Office of Administrative Law
May 18, 2000

SUBJECT: Procedures for Appointment of Local Special Education Due Process Hearing Officers

The current applicable administrative rule implementing the Revised School Code provisions governing Special Education (MCL 380.1701 et seq.; MSA 15.41707 et seq.) regarding appointment of hearing officers is AC 1979, R 340.1724a. It states:

Rule 24a.(1) The superintendent of the public agency shall contract for the services of an impartial hearing officer who is mutually agreeable to both parties or who has been appointed by the department. If the parent and the public agency cannot agree on a hearing officer, the superintendent shall request that the department appoint an impartial hearing officer.

(2) A hearing shall not be conducted by any of the following individuals: (a) A person who is an employee of a public agency involved in the education or care of the person.

(b) Any person with a personal or professional interest which would conflict with the person's objectivity in the hearing.

(c) An employee or board member of the involved local school district, of another local district within the same intermediate school district, or of the intermediate school district of which the involved local district is a part.

(3) A person who qualifies to conduct a hearing under subrule (2) of this rule is not an employee of the agency solely because the person is contracted to serve as the hearing officer.

(4) Each public agency shall keep a current department-developed and department-distributed list of the persons who serve as hearing officers. This list shall be provided to parents upon any request for a hearing. The list shall include a statement of qualifications of each of those persons.

The rule allows selection of hearing officers either by mutual consent of the parties or by appointment by the Department of Education in the event that the parties are not able to reach agreement. (Hearing officers chosen by mutual consent need not appear on the Department's list of trained hearing officers.) The following procedure will be followed to implement this rule.

Procedure: Michigan Department of Education, Office of Administrative Law-Appointment of Impartial Special Education Due Process Hearing Officers under R 340.1724a.

Parties' Responsibilities

1. The school district shall provide a copy of this procedure and a copy of the Department's list of trained hearing officers to all parties upon receipt of the request for hearing. When a hearing officer is chosen by mutual consent, the parties are not required to limit their selection to hearing officers appearing on the Department's list of trained hearing officers.
2. Within one business day after receipt of any request for hearing, the school district shall mail or fax to the Department a copy of the request showing the date the request was received.
3. Within 7 calendar days after the date of the receipt of the request for hearing, the school district shall file with the Department and serve on all parties written notice of one of the following: (a) The name, address and telephone number(s) of the hearing officer selected by the parties; OR (b) That the parties have not been able to select a hearing officer by mutual agreement. This written notice shall be accompanied by a list of the individuals considered and rejected by the parties.
4. If the written notice required by paragraph 3 is not filed within the required time limit, the Department shall appoint a hearing officer in compliance with the following provisions.

Department's List of Trained Hearing Officers

5. Qualified individuals satisfying all of the following requirements will be included in the Department's list of trained hearing officers:
 - (a) Satisfied minimum education, experience and communication skill requirements as determined by the Michigan Department of Education.
 - (b) Completion of MDE sponsored training in IDEA 1997 first given in November of 1998 or study of the videotape and written materials pertaining to that training.
 - (c) Completion of annual Department-sponsored or endorsed in-service training.
 - (d) Beginning September 30, 2001, completion of at least one local level hearing to decision or to stipulated dismissal within the prior 24 months.

Selection and Appointment

6. Selection of names for appointment as hearing officer will be made without regard to the hearing officer's fee for services. Hearing officers, however, must list their fee with the Department prior to inclusion in the list of trained hearing officers. They must also provide, in writing, an update of that fee statement at least annually.
7. Selection will be made without regard to geographical location or distance factors.
8. Otherwise eligible names will not be considered for assignment if:
 - (a) they were considered and rejected during the school district's and parents' earlier attempts to reach mutual agreement (NOTE: if the parents and school parties have exhausted all hearing officers on the trained hearing officer list, the Department shall appoint a hearing officer without regard to previous consideration by either party);
 - (b) the hearing officer had previously communicated a temporary inability to serve on hearing cases;
 - (c) pending removal proceedings under paragraph 15 would make exclusion prudent;

9. Appointment shall be made on an alphabetical rotation, however, the beginning point on the rotation shall be determined by a one-time blind lottery.
10. (a) The Department shall identify the next individual on the rotation who is neither disqualified under R 340.1724a nor ineligible as specified above and confirm his/her availability. If that candidate is unavailable, the Department will confirm the availability of the next individual on the rotation who is neither disqualified nor ineligible. This process will be repeated until a hearing officer is appointed or until the list is exhausted.

(b) Upon the next appointment of a hearing officer, the rotation shall begin with the first name following the last appointed hearing officer.
11. For demonstrated emergency situations (all listed hearing officers are unavailable or disqualified), the Department may waive annual training requirements and give deference to experiential factors in the appointment process.

Notice

12. The Department will, where possible, contact the respective parties by telephone to notify them of the appointment.
13. A letter of appointment verification will be sent certified mail by the Department to the appointed hearing officer, with copies to the respective parties.
14. The hearing officer shall:
 - (a) supply two copies of the hearing decision to the Department. The first copy shall contain all personal identifiers. The second copy shall have all personal identifiers deleted (completed and forwarded by the hearing officer);
 - (b) supply the Department, within 2 days following the grant, with written documentation of any extension of hearing timelines including the party's written request, the number of days involved and a determination of good cause;
 - (c) report the cost of completing (a) above as part of his/her fee to the district.

Removal

The Department may, under specific circumstances, withhold or remove a hearing officer from the list of trained hearing officers.

15. Temporary Inactive Status

- (a) Hearing officers, against whom a formal complaint has been made, will be placed on an inactive status list until the specific allegation has been examined and resolved.
- (b) Beginning September 30, 2001, hearing officers who have not completed one local hearing within the 2 past calendar years and participated in the Department-sponsored/endorsed annual hearing officer in-service will be held in abeyance until such time as they satisfy these requirements.
- (c) Hearing officers may request inactive status.

16. Removal

- (a) Hearing officers, against whom allegations are made regarding misconduct or partiality, that are substantiated by the State Level Review Officer or a court of competent jurisdiction, may be removed from the list of trained hearing officers at the discretion of the Department.
- (b) A hearing officer who has failed to complete a hearing within the required time limit without promptly filing with the Department specific time extensions supported by a party's written request and by a written determination of good cause for the extension may be removed from the list of trained hearing officers at the discretion of the Department.
- (c) Hearing officers in abeyance status, who have not completed state requirements after one year, may be removed from the list of trained hearing officers at the discretion of the Department.
- (d) Hearing officers may request their names to be removed.

If you have any questions or concerns regarding the above, please feel free to contact Ms. Lauren S. Harkness, Administrative Law Judge, Office of Administrative Law at (517) 373-8369 or James Rowell, Coordinator, Office of Special Education and Early Intervention Services at (517) 335-0476.